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Date:

11-29-05

To:

**USPTO** 

Art Unit:

1745

Facsimile:

571-273-8300

Telephone:

From:

Streets & Steele

Debi Labay

Our Ref:

LYNN-0127

Serial No:

10/828,507

Our Deposit Account Log No.: 1124

Confirmation No: 4287

Pages:

73 (with cover)

Message:

CERTIFICATE OF TRANSMISSION

37 C.F.R. 1.8

I hereby certify that this correspondence is being facsimile to the USPTO to the number 571-273-8300 on the date below:

<u>///29/U-</u>

Signatur

Attached please find the following documents for the above referenced patent application:

- 1) Information Disclosure Statement;
- 2) USPTO Form 1449;
- 3) Copy of the International Search Report; and
- 4) Patent reference WO 02/48431 A2.

### CONFIDENTIALITY NOTE

The document accompanying this facsimile transmission contains information from the law firm of Streets & Steele which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

PAGE 1/71\* RCVD AT 11/29/2005 2:21:43 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-6/29 \* DNIS:2738300 \* CSID:713 939 9508 \* DURATION (mm-ss):17-46

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PATENT Atty. Dkt LYNN/0127

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Oliver J. Murphy, et al

Serial No.:

10/828,507

Filed: April 19, 2004

For:

Preparation and Storage of

Membrane and Electrode Assemblies§

Group Art Unit:

1745

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Confirmation No:

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Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

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### INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of candor and good faith set forth in 37 C.F.R. § 1.56, the Applicant hereby discloses on behalf of individuals associated with the filing and prosecution of the present patent application information that might be material to patentability. This disclosure is presented via the enclosed Form PTO-1449.

This disclosure is not intended to constitute an admission that any information is "prior art" with respect to the presently claimed invention.

Copies of the patents and publications cited among the disclosed information are enclosed herewith, with the exception of U.S. Patents & U.S. Patent Applications the requirement for copies of which has been waived by the Office Notice of July 11, 2003 (if the present patent application was filed after June 30, 2003).

PATENT Atty. Dkt LYNN/0127

In the event a fee is required in connection with the enclosed Information Disclosure Statement, the Commissioner of Patents and Trademarks is authorized to charge Deposit Account No. 50-0714/LYNN/0127 for the necessary amount.

Respectfully submitted,

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PTO/SB/(08-03)

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U.S. Patent and Trademark Office. U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/PTO

Substitute for form 1449/PTO

Application Number 10/828,507

Filing Date April 19, 2004

First Named Inventor Oliver J. Murphy

STATEMENT BY APPLICANT

Index the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information sinless it displays a valid OM8 control number.

Complete If Known

10/828,507

Filing Date April 19, 2004

First Named Inventor Oliver J. Murphy

Examiner Name

Art Unit 1745

LYNN-0127

Examiner Initials		Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures <u>Appear</u>
J.M./	AA	US 202/130036 A1	09-19-2002	Craig Andrews, et al.	Paragraph '0032
J.M./	AB	US 2002/134674 A1	09-26-2002	Craig Andrews, et al.	Paragraphs '0006, '0114
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Attorney Docket No.

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	Examiner Initial		Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
7	J.M./	AC	WO 02/48431 A	06-20-2002	Craig Andrews, et al.	Page 14, lines 20,21		
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Examiner Initial	Include name of author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner: /Julian Mercado/ Date Considered: 11/21/2008

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.